

HONORABLE RONALD B. LEIGHTON

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

DARNELL OTIS McGARY,

Plaintiff,

v.

RONALD CULPEPPER, Administrative  
Law Judge, et al,

Defendants.

CASE NO. C05-5376RBL

ORDER

THIS MATTER comes on before the above-entitled Court upon remand from the United States Court of Appeals for the Ninth Circuit. [Dkt. #141] Having considered the entirety of the records and file herein, the Court finds and rules as follows:

At the suggestion of the Ninth Circuit, this Court will reconsider the prior Order denying plaintiff appointed counsel. [Dkt. #127] Because claims raising “important and complex legal issues that may determine whether McGary will ever have a realistic opportunity for release from his indefinite civil confinement” have survived defendants’ motions for judgment on the pleadings, this Court will appoint counsel to represent plaintiff. *See McGary v. Culpepper*, 2011 WL 1654163 (9<sup>th</sup> Cir., May 3, 2011) (unpublished). The Clerk’s Office Pro Bono Coordinator is directed to locate counsel for plaintiff from the Court’s Pro Bono Panel.

